



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 5
77 WEST JACKSON BOULEVARD
CHICAGO, IL 60604-3590



REPLY TO THE ATTENTION OF

C-14J

April 8, 2003

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Mr. Jonathan Hoak
Senior Vice President and General Counsel
NCR Corporation
1700 S. Patterson Blvd.
Dayton, OH 45479

Re: Request for Information Pursuant to Section 104(e) of CERCLA for the Allied Paper/Portage Creek/Kalamazoo River Superfund Site in Kalamazoo and Allegan Counties, Michigan

Dear Mr. Hoak:

The U.S. Environmental Protection Agency ("U.S. EPA" or the "Agency") has been supplementing the investigation conducted by the Michigan Department of Environmental Quality at the Allied Paper/Portage Creek/Kalamazoo River Superfund Site (the "Site"), which is located in Allegan and Kalamazoo Counties, Michigan. U.S. EPA believes that NCR Corporation may have information that is relevant to this investigation.

The Comprehensive Environmental Response, Compensation and Liability Act, 42 U.S.C. §§ 9601 *et seq.* ("CERCLA") gives U.S. EPA the authority to: (1) assess contaminated sites; (2) determine the threats to human health and the environment; and (3) clean up contaminated sites. Under Section 104(e) of CERCLA, 42 U.S.C. § 9604(e), U.S. EPA has the authority to gather information and to require persons to furnish information or documents relating to:

- A. The identification, nature and quantity of materials which have been or are generated, treated, stored or disposed of at a vessel or facility or transported to a vessel or facility;
- B. The nature or extent of a release or a threatened release of a hazardous substance or pollutant or contaminant at/or from a vessel or facility; and

C. The ability of responsible parties to pay for the costs of the clean up.

One area of investigation concerns the amount and sources of PCBs released to the Kalamazoo River. PCBs were used in the manufacture of "no-carbon required" or "NCR" paper during the period 1954 to 1971. PCBs were introduced directly into the secondary fiber recycle stream through the recycling of broke produced in the manufacture of NCR paper, and through the recycling of converter trim from processors of NCR paper. PCBs were introduced indirectly into the secondary fiber recycle stream through the recycling of post-consumer waste paper containing NCR paper.

U.S. EPA understands that, between 1954 and 1971, NCR Corporation produced NCR paper coated with emulsions containing PCBs. The Agency is attempting to determine to what extent NCR Corporation may have sold, either directly or indirectly through waste paper brokers, NCR paper broke to any of the secondary fiber pulp and paper mills located within the Kalamazoo River area of Michigan. Attachment A contains a list of known paper mills in the Kalamazoo River area, but it may be that NCR Corporation is aware of other mills in that area that purchased or obtained NCR paper broke from the company.

For purposes of this request, U.S. EPA defines "NCR paper broke" to include side trim from rolls of NCR paper, roll ends, machine breaks, off-specification NCR paper scrapped at the mill and customer returns not resold as a commercial grade of NCR paper. Unless otherwise specified, the relevant time period includes those years when NCR Corporation produced NCR paper coated with any emulsion containing PCBs.

U.S. EPA requires that NCR Corporation provide the following information and data as soon as possible, but not later than sixty (60) days from the date of receipt of this Information Request.

1. Identify any facility owned or operated by NCR Corporation that produced NCR paper coated with emulsions containing PCBs; the month and year when NCR paper coated with any emulsion containing PCBs was first produced at each such facility; the month and year when NCR paper coated with any emulsion containing PCBs was last produced at each such facility; the amount of finished NCR paper shipped from each such facility annually; and the amount of broke generated by each such facility mill annually.
2. Identify each shipment of NCR paper broke that was sent, directly or indirectly through a waste paper broker, from NCR Corporation to any of the secondary fiber pulp and paper mills located within the Kalamazoo River area of Michigan. For each such shipment, identify: (a) the date (month and year) of the shipment; (b) the amount (in pounds) of NCR paper broke shipped; and (c) the name and address of the entity to which the shipment was sent.

3. Provide the dates (month and year) and amounts in pounds of NCR paper broke shipped from NCR Corporation, either directly or indirectly, to company-owned waste paper brokers and to other waste paper brokers.
4. To the extent available, provide the current names, addresses and phone numbers for each waste paper broker to which NCR paper broke was shipped from NCR Corporation during the relevant period.

Pursuant to the authority of Section 104(e) of CERCLA you are requested to respond to this Information Request. This Request is not intended to be duplicative of prior Information Requests, but rather supplements the earlier Information Requests and seeks additional information. Compliance with Information Requests under Section 104(e) of CERCLA is mandatory. Failure to respond fully and truthfully within sixty (60) days after receipt of this letter, or to justify adequately any failure to respond, can result in enforcement action pursuant to Section 104(e)(5) of CERCLA, 42 U.S.C. § 9604(e)(5).

This Information Request is directed to you, your company, its officers, directors and employees, and its subsidiaries, divisions, facilities and their officers, directors and employees. This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 *et seq.*

Please mail your response within sixty (60) days after your receipt of this Information Request to:

Ms. Eileen L. Furey
Associate Regional Counsel (C-14J)
U.S. Environmental Protection Agency, Region 5
77 West Jackson Boulevard
Chicago, Illinois 60604-3507

Please direct any questions you may have regarding this Information Request to Ms. Furey at (312) 886-7950, or Ms. Renita Ford, U.S. Department of Justice at (202) 305-0232.

Thank you for your cooperation in this matter.

Sincerely,

Janice S. Loughlin
Section Chief, Multi-Media Branch II
U.S. EPA Region 5

Attachment

cc: E. Furey (EPA)
M. Adams (EPA)
S. Kolak (EPA)
R. Ford (U.S. DOJ)
N. Gordon (MI Attorney General)
Mary-Lynn Taylor (DOI)

Attachment A

Kalamazoo River Area Secondary Fiber Paper Mills

(Ownership as of 1971 to 1985 and former owners 1954 to 1971)

1. American Fibrit, Inc.
76 Armstrong Road
Battle Creek, MI 49015

2. St Regis Corporation
Recycled Fiber Division
Battle Creek Paperboard Mills
79 East Fountain Street
Battle Creek, MI 49017

a/k/a: St. Regis Company
Battle Creek Paperboard Mills

Michigan Carton Company
Mill No. 1

Michigan Paperboard Corp.

3. St Regis Corporation
Recycled Fiber Division
Battle Creek Paperboard Mills
177 Angell Street
Battle Creek, MI 49015

a/k/a: St. Regis Company
Battle Creek Paperboard Mills

Michigan Carton Company
Mill No. 2

Rock-Tenn Company

4. Georgia-Pacific Corporation
2425 King Highway
Kalamazoo, MI 49001

a/k/a: Kalamazoo Paper Company

5. Hawthorne Paper Company, Inc.
subsidiary, Gould Paper Corporation
King Highway
Kalamazoo, MI 49003

a/k/a: Hawthorne Paper Company

Gould Paper Corporation

6. Millennium Holdings, Inc.
subsidiary, SCM Corporation
Paper Mills Division
2030 Portage Street
Kalamazoo, MI 49001

a/k/a: Allied Paper Corporation
King Mill
Monarch Mill
Bryant Mill

Allied Paper Mills

7. Georgia-Pacific Corporation
Paper Packaging Group
243 East Patterson Street
Kalamazoo, MI 49007

a/k/a: James River Corporation

Brown Company
Pulp, Paper and Board Manufacturing Division

KVP Southerland Paper Company

Kalamazoo Vegetable Parchment Company
Southerland Division

Southerland Paper Company

8. Minnesota Mining & Manufacturing Company
Paper Products Division
Kalamazoo, MI 49003

9. National Gypsum Company
2305 East King Highway
Kalamazoo, MI 49001

10. Rex Paper Company
King Highway
Kalamazoo, MI

11. Mead Corporation
Paperboard Products Division
431 Helen Street
Otsego, MI 49078

a/k/a: Hoerner-Waldorf Corporation
Mac Sim Bar Mill

Mac Sim Bar
div., Waldorf paper Products Company

Mac Sim Bar Paper Products Company

Mac Sim Bar Paper Company
div., United Biscuit Company of America

12. Menasha Corporation
Paperboard Division
320 North Farmer Street
Otsego, MI 49078

a/k/a: Otsego Falls Paper Mills
div., Menasha Wooden Ware Corporation

Otsego Falls Paper Mills, Inc.

13. Georgia Pacific Corporation
KVP Group
Parchment and Paper Divisions
100 Island Avenue
Parchment, MI 49004

a/k/a: James River Corporation

Brown Company
Specialty papers Division

Brown Company
Paper Division

KVP Southerland Paper Company

Kalamazoo Vegetable Parchment Company

14. Simpson Plainwell Paper Company
200 Allegan Street
Plainwell, MI 49080

a/k/a: Plainwell Paper Company
affl: Philip Morris Industrial Inc.

Plainwell Paper Company
div., Nicolet Paper Company

Weyerhaeuser Company
Plainwell Division

Hamilton Paper Company
sub., Weyerhaeuser Company

Michigan Paper Company of Plainwell
wholly-owned sub., W.C. Hamilton & Sons

15. Crown Vantage, Inc.
Parchment, Michigan